

ATTACHMENT TO PAPER NO. 20091006

The reply brief filed 7-8-09 has been entered and considered. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

The information disclosure statement filed 7-9-09 has been considered. Japan 59-188705 is of general interest for showing a mark 5 corresponding to a wear indicator 2 of a tire tread (Figure 1). US 3,653,422 corresponds to US Re. 30518, which has already been considered by the examiner. See PTO 892 attached to office action mailed 1-10-07. US 3,578,055 is of general interest for disclosing a tire tread having a recess wherein a marker for indicating tread wear is located in the recess.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Steven D. Maki whose telephone number is (571) 272-1221. The examiner can normally be reached on Mon. - Fri. 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Crispino can be reached on (571) 272-1226. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Steven D. Maki/
Primary Examiner, Art Unit 1791

Steven D. Maki
October 6, 2009